

9 FAM 45.3 Procedural Notes

9 FAM 45.3 PN1 Allocating Visa Numbers to Posts Other than Hong Kong

(TL:VISA-45; 6-14-91)

a. Consular posts, other than U.S. Consulate General Hong Kong, shall report qualified applicants by VISAS WHALE monthly along with other qualified demand. Posts shall use the following visa symbols to report visas processed in cases of aliens entitled to status in this category:

(1) HK1 - Employee of U.S. business in Hong Kong;

(2) HK2 - Spouse of alien classified HK1; or

(3) HK3 - Child of alien classified HK1.

b. The Department shall allocate visa numbers on the basis of posts VISAS WHALE cable. [See 9 FAM 42.51 PN1.] The Department shall also inform U.S. Consulate General Hong Kong of any visa number demand in this category from other posts of INS.

9 FAM 45.3 PN2 Allocating Visa Numbers to U.S. Consulate General Hong Kong

(TL:VISA-45; 6-14-91)

Since it is most likely that U.S. Consulate General Hong Kong will use the great majority of the numbers allotted for section 124 applicants, the following streamlined alternative to standard allocation methods has been agreed upon.

9 FAM 45.3 PN2.1 Documentarily Qualified Less Than 1,000 Per Month

9 FAM 45.3 PN2.1-1 Scheduling Visa Appointment/Issuance of Visa

(TL:VISA-45; 6-14-91)

a. As long as visa demand is LESS THAN THE ANNUAL LIMIT, i.e., LESS THAN 1,000 PER MONTH for Fiscal Years 1992 and 1993, AND AN EVEN HIGHER FIGURE FOR FISCAL YEAR 1991 DUE TO THE DELAYED START OF ISSUANCES IN THIS FISCAL YEAR the category will be considered "current" and no visa availability cut-off date will be necessary.

b. As long as the total number of documentarily qualified applicants is less than the monthly averages noted above, posts may schedule applicants for visa interviews and can process aliens entitled to status without waiting for allocation of visa numbers.

9 FAM 45.3 PN2.1-2 Reporting Issued Visas

(TL:VISA-45; 6-14-91)

a. On the first work day of each month, the post shall inform the Department(CA/VO/F/I) by cable or fax of the:

(1) Total number of Hong Kong business transition visas ISSUED during the month just ended; and

(2) Total number of applicants SCHEDULED for visa interviews during the month beginning. (If this figure increases significantly during the month due to additions to the appointment schedule, the Department must be kept informed.)

b. Posts must include these issued visas on the monthly IV workload report (Form OF-186) in the usual manner. [See 9 FAM 45.3 PN1 above for classification symbols for these visas.]

9 FAM 45.3 PN2.2 Documentarily Qualified Demand in Excess of Annual Category Limit

(TL:VISA-45; 6-14-91)

If U.S. Consulate General Hong Kong determines that the documentarily qualified demand is in excess of the 1,000 monthly average or is in excess of the annual limitation, the procedures described in 9 FAM 45.3 PN2.1 above will not apply. If and when such demand begins to exceed the limit, more formal allocation procedures will be instituted.

